

Message Text

UNCLASSIFIED

PAGE 01 SAN JO 03125 261013Z

11

ACTION ARA-10

INFO OCT-01 ISO-00 IO-10 SP-02 AID-05 EB-07 NSC-05 CIEP-02

TRSE-00 SS-15 STR-04 OMB-01 CEA-01 COME-00 AGR-10

FEA-01 CIAE-00 DODE-00 NSAE-00 NSCE-00 SSO-00 USIE-00

INRE-00 PM-03 H-02 INR-07 L-03 PA-02 PRS-01 /092 W

----- 084043

O P 260734Z JUL 75

FM AMEMBASSY SAN JOSE

TO SECSTATE WASHDC 949 IMMEDIATE

INFO ALL OAS CAPITALS 014 PRIORITY

UNCLAS SAN JOSE 3125

USDEL 043

E.O. 11652 N/A

TAGS: OCON, OAS

SUBJECT: SAN JOSE CONFERENCE - RIO TREATY - U.S. STATEMENT

1. US DELEGATION VOTED NO ON COLLECTIVE ECONOMIC SECURITY ARTICLE BUT SUPPORTED ALL OTHER ARTICLES IN FRIDAY PLENARY. ONCE PROTOCOL HAD BEEN APPROVED, U.S. DELEGATION (MAILLARD) GAVE STATEMENT REPRODUCED BELOW:

2. STATEMENT OF THE UNITED STATES

THE UNITED STATES BELIEVES THIS CONFERENCE OF PLENIPOTENTIARIES HAS DEMONSTRATED THE ABILITY OF THE INTER-AMERICAN SYSTEM TO EVOLVE AND ADJUST TO CHANGING CIRCUMSTANCES. THIS PROTOCL OF SAN JOSE MODERNIZES THE RIO TREATY WHILE REAFFIRMING ITS CONTINUING VALIDITY AS A MECHANISM FOR DETERRING AGGRESSION FROM WHATEVER SOURCE, FOR PREVENTING OR TERMINATING ARMED CONFLICT, AND FOR ENCOURAGING THE AMERICAN STATES TO REACH PEACEFUL RESOLUTION OF ANY DISPUTES AMONG THEM.

MY DELEGATION HAS SPOKEN ON A NUMBER OF OCCASIONS DURING OUR UNCLASSIFIED

UNCLASSIFIED

PAGE 02 SAN JO 03125 261013Z

DELIBERATIONS AND I WILL NOT REVIEW IN DETAIL THE VIEWS EXPRESSED

EARLIER. BUT I DO WANT TO EMPHASIZE THAT THE U.S. BELIEVES THAT THE CHANGES IN GENERAL IMPROVE THE RIO TREATY AND WILL MAKE IT A MORE USEFUL AND FLEXIBLE INSTRUMENT FOR MAINTAINING THE PEACE IN THIS HEMISPHERE. IF THIS VIEW IS CORRECT, WE HAVE REGISTERED HERE IN SAN JOSE A SINGULAR ACHIEVEMENT, ONE THAT WILL HELP OUR RESPECTIVE PEOPLES PROGRESS IN PEACE AND SECURITY IN THE GENERATION AHEAD. ALL OF US HAVE WORKED TOGETHER IN A HEALTHY SPIRIT OF COMPROMISE. THIS HAS LED TO A DOCUMENT, WHICH IF NOT PERFECT FROM THE INDIVIDUAL VIEW OF MY COUNTRY OR ANY OTHER COUNTRY, DOES LARGELY REFLECT THE COMMON WILL OF THE NATIONS OF THIS HEMISPHERE.

IN OUR VIEW PERHAPS THE TWO MOST SIGNIFICANT CHANGES ARE THOSE WHICH ADD NEEDED FLEXIBILITY TO THE MANNER IN WHICH THE TREATY IS APPLIED. THIS PROTOCOL OF SAN JOSE PROVIDES EXPLICITLY FOR RECOMMENDATIONS AS WELL AS FOR BINDING MEASURES, GRANTING THE MEMBERS A BROADER RANGE OF RESPONSES TO SITUATIONS THAT MAY ARISE IN THE FUTURE. THE CHANGE IN THE VOTING PROVISIONS, WHICH RECEIVED ALMOST UNANIMOUS SUPPORT, SEEMS TO US A MATTER OF COMMON SENSE. THE NEW PROVISION IS QUITE SENSIBLE, RETAINING THE REQUIREMENT THAT EXTRAORDINARY MEASURES MUST BE APPROVED BY AN EXTRAORDINARY MAJORITY OF TWO-THIRDS OF THE MEMBERS. BUT IT ALSO RECOGNIZES THAT MEASURES WHICH NO LONGER COMMAND THE SUPPORT OF A MAJORITY LOSE THEIR EFFECTIVENESS AND THE AUTHORITY OF THE TREATY ITSELF IS IMPAIRED.

I WOULD LIKE ALSO TO MAKE CERTAIN SPECIFIC COMMENTS FOR THE RECORD.

ARTICLE 4.

THE UNITED STATES WISHES TO STATE EXPRESSLY THAT THE AREA OF COVERAGE DELINEATED BY ARTICLE 4 OF THE TREATY, AS REVISED BY THIS PROTOCOL OF AMENDMENT, HAS NO EFFECT WHATSOEVER ON THE SOVEREIGNTY OR NATIONAL OR INTERNATIONAL STATUS OF ANY TERRITORY OR ANY TERRITORIAL CLAIMS. WE HAVE ASKED THAT THIS STATEMENT BE INCLUDED IN THE FINAL ACT OF THE MEETING, AS WE DID IN 1947.

ARTICLE 9.

AS WE HAVE INDICATED EARLIER, THE UNITED STATES DELEGATION IS UNCLASSIFIED

UNCLASSIFIED

PAGE 03 SAN JO 03125 261013Z

SATISFIED THAT THE DEFINITION OF AGGRESSION ENCOMPASSED BY ARTICLE 9 IS ESSENTIALLY THE SAME AS THE DEFINITION ADOPTED BY THE UNITED NATIONS GENERAL ASSEMBLY IN 1974. WE NOTE, HOWEVER, THAT IN THE VIEW OF THE UNITED STATES AND, WE BELIEVE, OF MOST OTHER DELEGATIONS, ATTACKS MADE UPON VESSELS THAT ARE PART OF THE MARINE OR AIR FLEETS OF A STATE CONSTITUTE AGGRESSION UNDER SUB-PARAGRAPH 3 OF THIS ARTICLE.

ARTICLE 11.

THE UNITED STATES REMAINS OPPOSED TO THE INCLUSION OF AN ARTICLE ON COLLECTIVE ECONOMIC SECURITY IN THIS TREATY. WE CONTINUE TO FEEL THAT SUCH A PROVISION IS NOT GERMANE TO A TREATY THAT DEALS WITH MUTUAL DEFENSE. NOR IS THE UNITED STATES ABLE TO ACCEPT A SOLEMN TREATY COMMITMENT TO A CONCEPT WHICH REMAINS UNDEFINED. CONSEQUENTLY, AS WE INDICATED WE WOULD DO EARLIER, WE HAVE REQUESTED THAT THE TEXT OF PROTOCOL OF AMENDMENT INCLUDE A RESERVATION STATING THAT THE UNITED STATES, IN SIGNING THIS PROTOCOL OF AMENDMENT, ACCEPTS NO OBLIGATION OR COMMITMENT TO NEGOTIATE, SIGN OR RATIFY A TREATY OF CONVENTION ON THIS SUBJECT. THIS RESERVATION APPLIES TO BOTH THE ARTICLE AND TO THE REFERENCE TO COLLECTIVE ECONOMIC SECURITY IN THE PREAMBLE. THE TEXT OF OUR RESERVATION HAS BEEN DISTRIBUTED AS A SEPARATE DOCUMENT. WE REMAIN PREPARED TO WORK CONSTRUCTIVELY TOWARDS A DEFINITION OF COLLECTIVE ECONOMIC SECURITY THAT WILL REFLECT THE INTER-DEPENDENCE OF STATES AND PROMOTE THE INTERESTS OF ALL.

MY DELEGATION APPRECIATES THE OPPORTUNITY TO MAKE THESE COMMENTS. IN CLOSING I WOULD LIKE TO EXPRESS THE GRATITUDE OF THIS DELEGATION TO THE GOVERNMENT OF COSTA RICA FOR THE EXCELLENCE OF THE PREPARATIONS FOR THIS CONFERENCE AND FOR THE HOSPITALITY IT HAS SHOWN. I WOULD ALSO LIKE TO EXPRESS OUR APPRECIATION TO THE DISTINGUISHED FOREIGN MINISTER OF COSTA RICA FOR THE SUPERB LEADERSHIP AND EXPERT GUIDANCE HE HAS GIVEN TO OUR DELIBERATIONS. TODMAN

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 26 JUL 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975SANJO03125
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750259-0098
From: SAN JOSE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750718/aaaaapud.tel
Line Count: 142
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION ARA
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: ShawDG
Review Comment: n/a
Review Content Flags:
Review Date: 21 APR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <21 APR 2003 by ThomasVJ>; APPROVED <15 MAR 2004 by ShawDG>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SAN JOSE CONFERENCE - RIO TREATY - U.S. STATEMENT
TAGS: OCON, OAS
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006